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1634

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : NICHOLAS CHIRGADZE  
For : USE OF STREPTOCOCCUS  
PNEUMONIAE ACYL CARRIER  
PROTEIN SYNTHASE CRYSTAL  
STRUCTURE IN DIAGNOSTICS,  
ANTIMICROBIAL DRUG DESIGN,  
AND BIOSENSORS  
Serial No. : 09/897,645  
Filed : June 29, 2001  
Group Art Unit : 1634  
Examiner : Jeffrey N. Fredman  
Last Office Action : September 2, 2003  
Confirmation No. : 9746  
Attorney Docket No. : RCCZ 2 00009

Cleveland, OH 44114-2518

October 2, 2003

**RESPONSE TO RESTRICTION REQUIREMENT**

MAIL STOP RESPONSE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action mailed September 3, 2003, requiring an election to the Restriction Requirement, applicant elects without traverse, Group I which includes

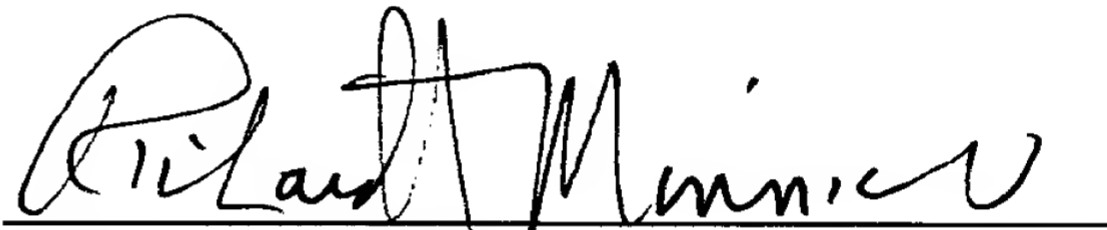
Claims 1-14, 20, and 29-31, which are drawn to a crystal of Strep. Pneumoniae Acyl Carrier Protein Synthase classified in class 530, subclass 350.

It is respectfully submitted that all claims in the application are in condition for substantive examination. Such examination is therefore earnestly solicited.

The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 06-0308.

Respectfully submitted,

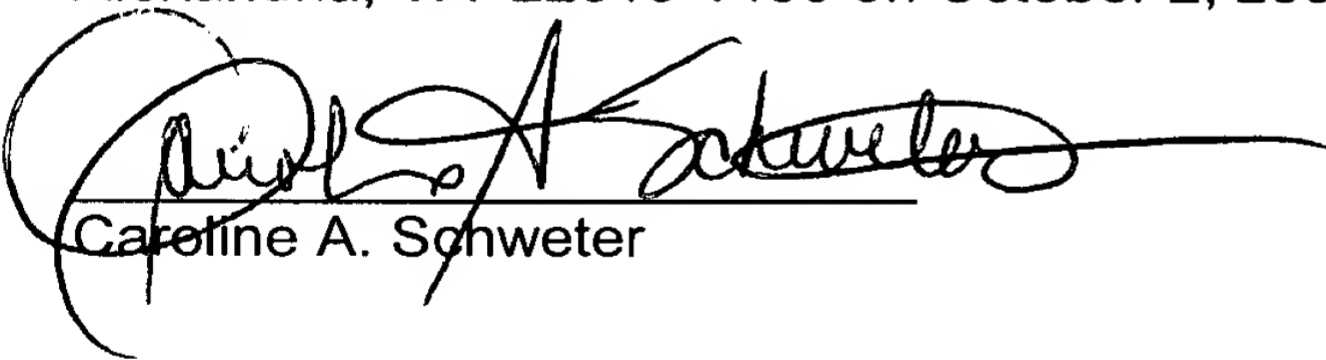
FAY, SHARPE, FAGAN,  
MINNICH & MCKEE, LLP



Richard J. Minnich  
Reg. No. 24,175  
1100 Superior Avenue  
7th Floor  
Cleveland, OH 44114-2518  
216/861-5582

**CERTIFICATE OF MAILING**

I hereby certify that this **RESPONSE TO RESTRICTION REQUIREMENT** is being deposited with the United States Postal Service as first class mail in an envelope addressed to: MAIL STOP RESPONSE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on October 2, 2003.

  
Caroline A. Schweter